

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 1433-01
Bill No.: HB 544
Subject: Health Care; Health Care Professionals; Medical Procedures and Personnel
Type: Original
Date: February 19, 2001

FISCAL SUMMARY

ESTIMATED NET EFFECT ON STATE FUNDS			
FUND AFFECTED	FY 2002	FY 2003	FY 2004
None			
Total Estimated Net Effect on <u>All</u> State Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2002	FY 2003	FY 2004
None			
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2002	FY 2003	FY 2004
Local Government	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.

This fiscal note contains 3 pages.

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Department of Insurance**, the **Department of Mental Health**, the **Department of Conservation**, the **Department of Health**, and the **Department of Transportation** assume this proposal would not fiscally impact their agencies.

The **Department of Economic Development - Division of Professional Registration**, the **Department of Corrections**, the **Missouri Consolidated Health Care Plan**, and the **Department of Public Safety - Missouri State Highway Patrol** did not respond to our fiscal impact request.

<u>FISCAL IMPACT - State Government</u>	FY 2002 (10 Mo.)	FY 2003	FY 2004
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2002 (10 Mo.)	FY 2003	FY 2004
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

DESCRIPTION

This proposal would require physicians to maintain adequate, complete, and legible medical records for each patient. Physicians would maintain electronic records if the records can be printed for review by the Board of Registration for the Healing Arts. The proposal specifies the contents for an adequate and complete medical record. Physicians or a physician's designee would be required to maintain the medical records for a period of 7 years from the last date of service provided to a patient. Physicians would be required to clearly mark and sign any corrections, additions, or changes to any patient medical record made after a 48-hour period from the final entry in a medical record. Consultative reports would be considered an adequate medical record for a radiologist, pathologist, or a consulting physician. The board would be

DESCRIPTION (contineud)

prohibited from initiating disciplinary action as required in subsection 2 of Section 334.100, RSMo, against a physician who violates provisions contained in the proposal. If the board initiates a disciplinary action against a physician for any reason other than a violation of the proposal, the board can allege a violation of the proposal as an additional cause for disciplinary action as contained in subdivision 6 of subsection 2 of Section 334.100. The board would be prohibited from obtaining a patient medical record without written authorization from the patient or the issuance of a subpoena for the patient medical record.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Transportation
Department of Mental Health
Department of Health
Department of Social Services
Department of Insurance
Department of Conservation

NOT RESPONDING: Department of Economic Development - Division of Professional Registration, Department of Corrections, Missouri Consolidated Health Care Plan, Department of Public Safety - Missouri State Highway Patrol



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Director

February 19, 2001